

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2004-503

August 17, 2004

AUBURN WATER DISTRICT
Request for Approval of Water Main Extension
To Extend the District's Water Service into a Portion
Of the Town of Poland

ORDER

WELCH, Chairman; DIAMOND and REISHUS, Commissioners

I. SUMMARY

The Commission approves the Auburn Water District's request to extend service into a portion of the Town of Poland.

II. BACKGROUND AND DECISION

On July 22, 2004, the Auburn Water District (District) filed a request pursuant to 35-A M.R.S.A. §§ 2102 and 2110 for authorization to furnish water service to a portion of the Town of Poland. Currently, the District's charter does not allow it to serve in the Town of Poland. The only other water utility authorized to provide service is the Mechanic Falls Water Department (Department). The Commission authorized the Department to serve a portion of the Town of Poland, Docket 96-108, December 23, 1997, Mechanic Falls Water Department, Request for Extension of Service to the Inhabitants of the Town of Poland and Oxford. Specifically, the Department was permitted to serve in the area westerly of the line "beginning at the intersection of Worthley Brook and the Little Androscoggin River near Hackett Mills; thence southerly along the center line of Worthley Brook to the shore of Worthley Pond; thence along the westerly shore of Worthley Pond to its southerly point; thence due south to the Poland/New Gloucester Town line." The District now requests permission to serve in the area easterly of the line described above.

The District obtained a letter from the Mechanic Falls Water Department stating that the Mechanic Falls Water Department did not object to the District serving Brookdale Village, which is located in the area easterly of the line described above. Brookdale Village, a mobile home park, is currently experiencing water quality issues with its private well. The District has an agreement with the Town of Poland allowing it to extend the water main to Brookdale Village and provide fire service to the Town of Poland along the water main extension. Our staff contacted the Town of Poland and Mechanic Falls and verified that neither objected to the District serving the larger area described in its request, which goes beyond Brookdale Village.

The Commission has reviewed the District's request for authorization to render service in a portion of the Town of Poland and find that District can offer service without compromising water quality, service pressure or available flows. We will

approve the District's request to serve a portion of the Town of Poland in compliance with all applicable Rules of this Commission, particularly Chapter 65, Water Main Extension Rule.

Accordingly, we

O R D E R

That the Auburn Water District is authorized to furnish water service, in accordance with all applicable Commission Rules, in that portion of the Town of Poland easterly of a line described as follows:

Beginning at the intersection of Worthley Brook and the Little Androscoggin River near Hackett Mills; thence southerly along the center line of Worthley Brook to the shore of Worthley Pond; thence along the westerly shore of Worthley Pond to its southerly point; thence due south to the Poland/New Gloucester Town line.

Dated at Augusta, Maine, this 17th day of August, 2004.

BY ORDER OF THE COMMISSION

Raymond J. Robichaud
Acting Administrative Director

COMMISSIONERS VOTING FOR: Diamond
 Reishus

COMMISSIONERS ABSENT: Welch

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within **21 days** of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Appellate Procedure.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.